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## Morgan Lewis

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November 6, 2015

### VIA ELECTRONIC SUBMISSION

Regional Freedom of Information Officer  
U.S. EPA, Region 2  
290 Broadway, 26th Floor  
New York, NY 10007-1866

Re: Freedom of Information Act Request, EPA Region 2, Site ID: Former Kil-Tone Co.  
NJN000200874

Dear Sir/Madam:

Pursuant to the Freedom of Information Act, 5 U.S.C. §§ 552 et seq., and regulations thereunder, I hereby request copies of the following:

- Documents, information, or underlying data cited or relied upon in the documents listed in the References section of the Hazard Ranking System Documentation Record, attached hereto as Exhibit A.
  - In particular, we request the backup data underlying document number 83, entitled, "EPA. Electronic Mail Correspondence. Subject: Kil-tone Forensic Results – Copper Isotopes. Between: Jon C. Gabry, PhD, Chief, Hazardous Waste Support Branch, Region 2 and Kimberly Staiger, Amelia Jackson, Mel Hauptman, James Desir, Ildefonso Acosta, and Kevin Kubik, Region 2. August 18, 2015," and attached hereto as Exhibit B. We request any and all data and background information on the collected samples that form the basis of the graph displayed in Exhibit B. This request encompasses information, to the extent it was collected, on analytes other than copper that underwent isotopic analysis.
  - We also request the referenced documents, particularly numbers 14 and 16-20, in document number 18 ("NJDEP Memorandum"), which is attached hereto as Exhibit C.
  - Other documents listed in Exhibit A which contain their own reference lists or exhibits include document numbers:

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- 20 ("May 6, 2014 Lerco Fuel Oil Letter"),
- 25 ("Underground Storage Tank Closure and Remedial Investigation Report, Lerco Fuel Company"),
- 62 ("Wetland Presence/Absence Determination for the Former Kil-Tone Site"),
- 73 ("Ambient Levels of Metals in New Jersey Soils"), and
- 80 ("Vineland Chemical Company Site, Final Draft Remedial Investigation Report, River Areas, June 1989").

We request copies of the documents cited as references or as exhibits in each of the above-listed documents.

- This request *excludes* documents referenced or cited in document numbers:
  - 22 ("Custom Soil Resource Report for Cumberland County, New Jersey"),
  - 33 ("Historical use of lead arsenate insecticides, resulting soil contamination and implications for soil remediation"),
  - 40 ("Standard Operating Procedure, Preparation and Analysis of Metals in Aqueous, TCLP Extracts, Soil/Sediment/Sludge, and Biological Tissue Samples by Inductively Coupled Plasma-Atomic Emission Spectrometry"),
  - 41 ("Standing Operating Procedure, Guidance for Laboratory Data Review"),
  - 46 ("Final Tarkiln Branch Sampling and Analysis Plan"),
  - 50 ("Standard Operating Procedure, Total Organic Carbon-Sediments"),
  - 54 ("Using Qualified Data to Document an Observed Release and Observed Contamination"), and
  - 76 ("Toxicological Profile for Arsenic").

This firm agrees to pay any reasonable fees and costs incurred for locating documents for review, in addition to any subsequent costs for duplication. Before copying the requested documents, however, kindly provide me with an estimate as to the volume of the documents to be copied and the associated cost. Finally, to the extent possible, we request that documents be produced on a rolling basis, particularly with respect to the referenced documents in Exhibits B and C.

If you have any questions regarding this request, please do not hesitate to contact me at (609) 919-6662.

Sincerely,



Su Jin Kim  
SJK/sjk